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COVER FOR PETITION FOR REVIVAL

Docket Number:

3551.P006C3

First named inventor: Phil Verinsky

Application No.: 10/773,880

Art Unit: 2116

Filed: February 6, 2004

Examiner: Thuan N. Du

Title: Optical Drive Controller with a hose Interface for Direct Connection to an IDE/ATA Data Bus

Attention: Office of Petitions

Mail Stop Petition

Commissioner for Patents

P. O. Box 1450

Alexandria, VA 22313-1450

FAX: (703) 308-6916

Applicant(s) believe(s) that the above-identified application may be regarded by the United States Patent and Trademark Office (USPTO) as abandoned for failure to include a submission with the RCE filed 1/25/2005 pursuant to 37 C.F.R. 1.114. If the application is being treated as abandoned, applicant(s) submit(s) herewith a Petition for Revival of An Application for Patent Abandoned Unintentionally Under 37 C.F.R. 1.137(b). In addition, Applicant(s) submit herewith another RCE. An extra copy of the Fee Transmittal is enclosed for the deposit account charging purposes. In addition, the submission in the form of a Notice of Related Litigation and a PTO-1449 form with accompanying references is submitted herewith.

6/10/05
Date

Signature

Telephone

Number: (408) 720-8300

Daniel M. DeVos

Typed or Printed Name

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37,813

Registration No.

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

- ☒ deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents P. O. Box 1450, Alexandria, VA 22313-1450.
- ☐ transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 308-6916.

Date

Jane Wolfe



**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Attorney Docket No.:
3551.P006C3

First Named Inventor: Phil Verinsky

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Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

NOTE: If information or assistance is needed in completing this form, please contact
Petitions Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee – required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee

☐ Small entity fee \$_____(37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.

☒ Other than small entity – fee \$1,500.00 (37 CFR 1.17(m)).

2. Reply and/or fee

A. The reply and/or fee to the above-noted Office notice in
the form of a Notice of Related Litigation and a PTO-1449 with accompanying references (identify
type of reply);

☐ has been filed previously on _____.

☒ is enclosed herewith.

B. The issue fee of \$ _____.

☐ has been paid previously on _____.

☐ is enclosed herewith.

06/15/2005 SZEWDIE1 00000030 10773880

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3. Terminal disclaimer with disclaimer fee

☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.

☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$_____ for a small entity or \$_____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. (NOTE. The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D))).

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

6/10/05
Date

[Signature]
Signature

Telephone
Number: (408) 720-8300

Daniel M. DeVos
Typed or printed name

37.813
Reg. No.

- Enclosures: ☒ Fee Payment
☐ Reply
☐ Terminal Disclaimer Form
☐ Additional sheets containing statements establishing unintentional delay
☐ Other: _____

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

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☐ transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 308-6916.

Date

Signature

Typed or printed name of person signing certificate